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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA

Plaintiff,

v.

MAURICE DERUFF POSEY,

Defendant.

NO. CR 06-5456 RBL

Order Continuing Trial Date

Order

Maurice Posey moves the Court to continue his currently scheduled trial date of 2/20/07 to a new date some time up to and including 8/31/07. The Government does not oppose this motion. Mr. Posey bases this motion on his desire to allow himself and his attorney more time to review the evidence, the applicable law, and continue settlement negotiations. The Court finds these reasons persuasive and GRANTS Mr. Posey's motion. The Court finds:

1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).
2. Proceeding to trial absent adequate time for the defense to prepare would result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(i).
3. The defense needs additional time to explore all relevant issues and defenses applicable to the case, which would make it unreasonable to expect

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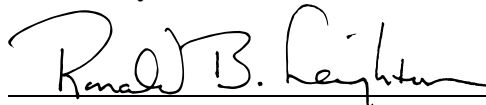
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2 adequate preparation for pretrial proceedings or for trial itself within the time limits
3 established by the Speedy Trial Act and currently set for this case. 18 U.S.C. §
4 3161(h)(8)(B(ii).

5 Taking into account the exercise of due diligence, a continuance is necessary
6 to allow the defendant the reasonable time for effective preparation his defense. See
7 18 U.S.C. § 3161(h)(8)(B)(iv).

8 Accordingly, IT IS HEREBY ORDERED that the trial date is continued from
9 February 20, 2007 until **JUNE 11, 2007 @ 9:00 am**. The resulting period of delay
10 from February 20, 2007 to June 11, 2007 is hereby excluded for speedy trial
11 purposes under 18 U.S.C. §
12 3161(h)(8)(A) and (B). Pre-trial motions are due no later than **May 7, 2007**.

13
14 IT IS SO ORDERED this 6th day of February, 2007.

15 

16 RONALD B. LEIGHTON
17 UNITED STATES DISTRICT JUDGE

18 Presented By:

19 /s/ _____
20 Phil Brennan, 2/2/07; Atty for Mr. Posey

21 I do not oppose this Order:

22 /s/ per email approval to Mr. Brennan on 2/2/07
Kent Liu, AUSA
Representing the Government

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